IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Family Court Appeal No. 102 of 1995

Shri Subhash Dattatraya Koshe ..Appellant

vs.

Mrs.Sushma Subhash Koshe ..Respondent

Shri N.P.Shimpi for appellant.

CORAM: S.B.MHASE AND
S.R.SATHE JJ.
12th June, 2006

P.C.

. This Family Court Appeal was decided by the Division Bench of this Court consisting of P.S.Patankar and T.K.Chandrashekhara Das JJ. by order dated 13th February, 2001. The said judgment and decree was challenged by the respondent-wife by filing Civil Appeal No.1173 of 2002 before the Supreme Court of India and by order dated 6th April, 2005, Supreme Court of India set aside the said order passed by this Court and remitted the matter to this Court for disposal on merits. After remand the matter is placed before this Court today for final hearing. However, it appears, that after the matter is remitted to this Court fresh notice to the respondent-wife has not been issued. Technically such a notice may not be necessary but since the respondent-wife is absent today we find

it appropriate to inform the respondent that the matter will be listed for final hearing and will appear for final hearing in the week commencing from 27th June, 2006. Office is directed to issue fresh notice to the respondent wife returnable on 27th June, 2006.

(S.R.SATHE J.) **(S.B.MHASE J.)**